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STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2018-

APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLANS FOR THE SACRAMENTO RIVER AND SAN JOAQUIN RIVER BASINS AND THE TULARE LAKE BASIN TO ESTABLISH A REGION-WIDE MUNICIPAL AND DOMESTIC SUPPLY (MUN) BENEFICIAL USE EVALUATION PROCESS IN AGRICULTURALLY DOMINATED SURFACE WATER BODIES AND TO REMOVE THE MUN BENEFICIAL USE FROM 231 CONSTRUCTED OR MODIFIED AGRICULTURAL DRAINS IN THE SAN LUIS CANAL COMPANY DISTRICT

WHEREAS:

1. On August 11, 2017, the California Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board) adopted [Resolution R5-2017-0088](#), amendments to the Water Quality Control Plans for the Sacramento and San Joaquin River Basins and the Tulare Lake Basin (Basin Plans) to establish a region-wide Municipal and Domestic Supply (MUN) beneficial use evaluation process in agriculturally dominated surface water bodies and to remove the MUN beneficial use from 231 constructed or modified agricultural drains in the San Luis Canal Company District.
2. The Central Valley Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) "Substitute Environmental Documentation" for the proposed Basin Plan Amendments, including the CEQA Checklist, the final staff report entitled "Amendments To the Water Quality Control Plans for the Sacramento River and San Joaquin River Basins and Tulare Lake Basin To Establish a Region-wide Municipal and Domestic Supply (MUN) Beneficial Use Evaluation Process in Agriculturally Dominated Surface Water Bodies and Remove the MUN Beneficial Use from 231 Constructed or Modified Ag Drains in the San Luis Canal Company District, August 2017" and the responses to comments, complies with the State Water Board's regulations for the implementation of CEQA, as set forth in the California Code of Regulations, title 23, sections 3775 through 3781. The State Water Board has reviewed the Substitute Environmental Documentation for the Basin Plan Amendments and concurs with the Central Valley Water Board's findings and determinations.
3. The Central Valley Water Board also adopted the Basin Plan Amendments pursuant to the "Necessity" standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
4. The Central Valley Water Board found the Basin Plan Amendments are consistent with the State Water Board [Resolution No. 88-63](#), the Sources of Drinking Water Policy, and exceptions contained therein.
5. The Central Valley Water Board found the Basin Plan Amendments are consistent with State Water Board [Resolution No. 68-16](#), the Statement of Policy with Respect to Maintaining High Quality of Waters in California, the federal Antidegradation Policy (40 C.F.R. § 131.12), and Water Code section 106.3, which establishes the state policy that "every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes."

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6. The State Water Board finds that the Basin Plan Amendments are in conformance with Water Code section 13240, which specifies that Regional Water Boards may revise Basin Plans, section 13242, which requires a program of implementation for achieving water quality objectives, and section 13241, which requires consideration of specific factors in adopting new water quality objectives.
7. A Basin Plan amendment does not become effective until approved by the State Water Board and until the regulatory provisions are approved by the Office of Administrative Law (OAL). The water quality standards applicable to waters of the United States must also receive approval from the U.S. Environmental Protection Agency (U.S. EPA).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan Amendments adopted under Central Valley Water Board Resolution R5-2017-0088.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan Amendments adopted under Central Valley Water Board Resolution R5-2017-0088 to OAL for approval of the regulatory provisions and to U.S. EPA for approval of the amendment.

CERTIFICATION

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on July 10, 2018.

Jeanine Townsend
Clerk to the Board